

AN ORDINANCE **101629**

AN ORDINANCE AUTHORIZING PAYMENT IN THE AMOUNT OF \$87,500.00, FOR THE FULL AND FINAL SETTLEMENT OF THE CLAIM FILED AGAINST THE CITY OF SAN ANTONIO BY LILLY PALMA, "CLAIMANT".

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WHEREAS, On April 17, 2004, a Public Works employee driving a City owned dump truck struck the back of Ms Palma's vehicle, and

WHEREAS, The City Council was briefed on the details of this incident during an executive session on October 20, 2005, **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Payment in the amount of \$87,500.00 is hereby authorized to be made as full and final settlement of the claim filed by Lilly Palma.

SECTION 2. The amount of \$87,500.00 is authorized to be paid from Fund 75-001000, Insurance Reserve Fund, in G/L 5402530, entitled General Liability Claims, in Cost Center 1009020001, and made payable to Lilly Palma and her attorney of record, Wayne Wright, for settlement of all claims.

SECTION 3. The release of payment of funds to Claimant shall be contingent upon the execution of a Full and Final Release Agreement by Plaintiff releasing any and all causes of action that could have been brought in the above referenced claim and the execution of any other documents as required by the settlement agreement entered into with the Third Party Administrator.

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director, may subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Cost Centers and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 5. This ordinance shall be effective on the tenth day after passage hereof.

PASSED and APPROVED this 3rd day of November, 2005.


M A Y O R
PHIL HARDBERGER

ATTEST: 
ASSISTANT City Clerk

APPROVED AS TO FORM: 
City Attorney